



Courts Act 1971

1971 CHAPTER 23

PART VI

MISCELLANEOUS AND SUPPLEMENTAL

Costs

52 Award of costs where information or complaint is not proceeded with.

(1)^{F1}

(3) Where—

(a)^{F2}

(b) a complaint is made to a justice of the peace acting for any area but the complaint is not proceeded with,

a magistrates' court for that area may make such order as to costs to be paid . . .^{F3}, by the complainant to the defendant as it thinks just and reasonable.

(4) An order under subsection (3) above shall specify the amount of the costs ordered to be paid.

(5) . . .^{F3} for the purpose of enforcement an order under subsection (3) above made in relation to a complaint which is not proceeded with shall be treated as if it were an order made under [^{F4}section 64 of the Magistrates' Courts Act 1980] (power to award, and enforcement of, costs in civil proceedings).

Textual Amendments

F1 S. 52(1)(2) repealed by Costs in [Criminal Cases Act 1973 \(c. 14\)](#), [Sch. 2](#)

F2 S. 52(3)(a) repealed by Costs in [Criminal Cases Act 1973 \(c. 14\)](#), [Sch. 2](#)

F3 Words repealed by Costs in [Criminal Cases Act 1973 \(c. 14\)](#), [Sch. 2](#)

F4 Words substituted by [Magistrates Courts' Act 1980 \(c. 43, SIF 82\)](#), s. 154(1), [Sch. 7 para. 96](#)

Status:

Point in time view as at 01/02/1991. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Courts Act 1971, Section 52.